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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/727,312

12/02/2003

Tomohiro Katsube

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EXAMINER

SIKRI, ANISH

ART UNIT

PAPER NUMBER

2143

MAIL DATE

DELIVERY MODE

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PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary	Application No. 10/727,312	Applicant(s) KATSUBE ET AL.	
	Examiner ANISH SIKRI	Art Unit 2143	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 12/10/2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1 and 26-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1 and 26-28 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 02 December 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>4/23/04 and 3/19/07</u> . | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Information Disclosure Statement

The information disclosure statement submitted on 4/23/04 and 03/19/07 been considered by the Examiner and made of record in the application file.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

The factual inquiries set forth in *Graham v. John Deere Co.*, 383 U.S. 1, 148 USPQ 459 (1966), that are applied for establishing a background for determining obviousness under 35 U.S.C. 103(a) are summarized as follows:

1. Determining the scope and contents of the prior art.
2. Ascertaining the differences between the prior art and the claims at issue.
3. Resolving the level of ordinary skill in the pertinent art.
4. Considering objective evidence present in the application indicating obviousness or nonobviousness.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(e), (f) or (g) prior art under 35 U.S.C. 103(a).

Claims 1, 26-28 are rejected under 35 U.S.C 103(a) as being unpatentable over Kazuhiro et al (Jap Pub 2003-242122), in view of Fukuda (US Pub 2003/0012156), and further in view of Mansour et al (US Pub 2002/0111995).

Kazuhiro et al was cited in the previous office action.

Consider **Claim 1**, Kazuhiro et al discloses information processing system, comprising: a first information processing apparatus operable to authenticate a device (Kazuhiro et al, Description, [0016]); a second information processing apparatus operable to hold setting information (Kazuhiro et al, Description, [0013]); and a third information processing apparatus (Kazuhiro et al, Description, [0013]); the first

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information processing apparatus including: a first storage unit operable to store first identification information for authenticating the third information processing apparatus, and second identification information for identifying the third information processing apparatus (Kazuhiro et al, Description, [0011], [0012], [0022], [0043]); an authenticating unit operable to authenticate the third information processing apparatus based on the first identification information in response to a request from the third information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); a generating unit operable to generate third identification information that is used to connect the third information processing apparatus to the second information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); a second storage unit operable to store the third identification information in association with the second identification information (Kazuhiro et al, Description, [0016], [0021], [0022]); a first sending unit operable to send the third identification information to the third information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); a first receiving unit operable to receive the third identification information from the second information processing unit (Kazuhiro et al, Description, [0016], [0021], [0022]); and a second sending unit operable to send the second identification information to the second information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); the second information processing apparatus including: a third storage unit operable to store the setting information for connecting the third information processing apparatus to the network in association with the second identification information (Kazuhiro et al, Description, [0016], [0021], [0022]); a second receiving unit operable to receive the third

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identification information from the third information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); a third sending unit operable to send the received third identification information to the first information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); a third receiving unit operable to receive the second identification information from the first information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); and a fourth sending unit operable to send the setting information stored in association with the received second identification information to the third information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); and the third information processing apparatus including: a fourth storage unit operable to store the first identification information (Kazuhiro et al, Description, [0016], [0021], [0022]); a requesting unit operable to request the first information processing apparatus to authenticate the third information processing apparatus based on the first identification information stored in the fourth storage unit (Kazuhiro et al, Description, [0016], [0021], [0022]); a fourth receiving unit operable to receive the third identification information from the first information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); a fifth sending unit operable to send the received third identification information to the second information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]); and a fifth receiving unit operable to receive the setting information from the second information processing apparatus (Kazuhiro et al, Description, [0016], [0021], [0022]).

Nonetheless, Kazuhiro et al fails to disclose how to connect the device to a network based on the setting information which includes an Internet service provider connection ID and password.

But, Fukuda discloses on how to connect the device to a network based on the setting information which includes an Internet service provider connection ID and password (Fukuda, [0023]). Fukuda does teach on how the device retrieves the network setting information which includes ISP settings to connect the device to the network (Fukuda, [0023]). Therefore, it would be obvious to a person skilled in the art to incorporate the storing of network setting information, taught by Fukuda to Kazuhiro et al's system for creating connection to the ISP.

Nonetheless, Kazuhiro et al-Fukuda fails to disclose information which includes a device ID and pass phrase; wherein the second identification includes product code and serial number; and wherein the third identification includes a one-time ID.

Nonetheless, Mansour et al discloses on how the device ID and pass phrase (Mansour et al, [0150]) are used, along with the product code and serial number (Mansour et al, [0150]), and the use of a one-time ID (Mansour et al, [0180]) for network connection. Therefore, it would be obvious to a person skilled in the art to incorporate the use of ID, pass-phrase, product code and serial number, along with one-time ID (cookie) taught Mansour et al, in the system of Kazuhiro et al-Fukuda for enabling multi-tier security mechanisms to prevent unauthorized access to the networks.

Therefore it would have been obvious to a person of ordinary skill in the art at the time of the invention was made to make use of network connection based on storing network settings received by the device, taught by Fukuda, with the use of multiple identification information incorporating a device ID and pass-phrase, product code and serial number, and one-time ID (cookie or token), taught by Mansour et al, in the system taught by Kazuhiro et al for the purpose of enabling trusted and reliable communication between the device and the service provider.

Consider Claims 26-28, they have similar limitations as Claim 1. They are rejected under the same rational as to claim 1.

Response to Arguments

Applicant's arguments with respect to claims 1, 26-28 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ANISH SIKRI whose telephone number is 5712701783. The examiner can normally be reached on 8am - 5pm Monday - Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nathan Flynn can be reached on 571-272-1915. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Anish Sikri
a.s.

April 9, 2008

/Kenny S Lin/
Primary Examiner, Art Unit 2152